

# MAINE STATE LEGISLATURE

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DECEMBER SPECIAL SESSION

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E I G H T Y - S I X T H    L E G I S L A T U R E

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**Legislative Document**

**No. 109**

H. P. 83

House of Representatives, Dec. 7, 1933.

Referred to Committee on Aeronautics and Radio Control and 500 copies ordered printed. Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Lebel of Brunswick.

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STATE OF MAINE

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IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND  
THIRTY-THREE

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**AN ACT to Improve the Facilities of Maine Airports.**

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**Emergency Preamble.** Whereas, federal funds are now available for the improvement of the facilities of Maine airports; and

Whereas, our present law relating to state activity in relation to airports is not broad enough to permit the state to cooperate with the federal government; and

Whereas, immediate action is necessary if the state is to take advantage of the federal funds; and

Whereas, the projects to be undertaken will aid in relieving the present unemployment; and

Whereas, in the judgment of the legislature these facts create an emergency within the meaning of section 16 of Article XXXI of the constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety, now, therefore

Be it enacted by the People of the State of Maine, as follows:

**Sec. 1. Aviation commission created.** There is hereby created a commission which shall function under the direction of the secretary of state to be known as an aviation commission which shall be charged with the administration of the laws relating to the regulation and establishment of

airports and other landing places for aircraft. This commission shall be composed of 3 persons, 1 of whom shall be the officer designated by the secretary of state to administer the present aviation law, the 2nd member shall be appointed by the secretary of state and shall be a civil engineer and the 3d member shall be appointed by the governor and shall be a practical aviator of sufficient flying experience to be able to pass upon the fitness of fields for landing places.

**Sec. 2. Establishment of landing places.** Landing places for aircraft may from time to time be established and may be maintained by the secretary of state or by such other public officials in charge of any land owned or controlled by the state or by any city, town or district thereof. Rules and regulations governing the use of such landing places may be made by the secretary of state or officials establishing or having charge of the same, but the secretary, of his own motion or upon petition of any interested party, may at any time alter, amend or revoke any such rule or regulation and establish other rules and regulations governing said use. The secretary of state may likewise make, and may alter, amend or revoke, rules and regulations governing the use of any landing place established otherwise than by public authority. The secretary of state, after public hearing, may issue an order permitting the use of any landing field already in use or proposed to be established, or prohibit such if in its opinion it would be inconsistent with the public interest. The secretary of state may by order prohibit aircraft flying from or landing on any place other than an established landing field which the secretary of state deems unsafe for such flying or landing.

**Emergency Clause.** In view of the emergency created as recited in the preamble this act shall take effect when approved.